

<b>USDC SDNY</b> <b>DOCUMENT</b> <b>ELECTRONICALLY FILED</b> <b>DOC #</b> <b>DATE FILED</b> 8/30/11	<b>RECEIVED</b> <b>AUG 29 2011</b> <b>CHAMBERS OF</b> <b>ALVIN K. HELLERSTEIN</b> <b>U.S.D.J.</b>
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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE: WORLD TRADE CENTER DISASTER SITE  
LITIGATION

21 MC 100 (AKH)

ALL CASES ON THE ATTACHED EXHIBIT A

**STIPULATION OF  
VOLUNTARY DISMISSAL**

Civil Action No: See Exhibit A

**IT IS HEREBY STIPULATED AND AGREED**, by and between the parties that, pursuant to the Federal Rule of Civil Procedure 41(a)(1)(A)(ii):

1. The Plaintiffs' actions listed on Exhibit A are voluntarily dismissed with prejudice pursuant to the following terms and conditions:
2. All claims by the Plaintiffs listed on Exhibit A against all Defendant(s) or against any Defendant arising out of or relating in any way to World Trade Center-related rescue, recovery, and/or debris-removal operations and/or clean up at any location on and/or after September 11, 2001, are voluntarily dismissed with prejudice.
3. All claims that were asserted or could have been brought in relation to Plaintiffs' existing pleadings are dismissed with prejudice.
4. This dismissal is without prejudice solely in relation to a second injury to the extent permitted by New York State law and as may be defined by any court having jurisdiction over any such later-filed complaint. If after this Stipulation is filed Plaintiff commences an action asserting such alleged second injury claims against any or all of the entities listed on Exhibit A to the World Trade Center Litigation Settlement Process Agreement, As Amended ("Amended SPA"), such action shall constitute a "New Debris Removal Claim" as defined in the Amended SPA.
5. The dismissal is without costs.

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Dated: August 23, 2011

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Dated: August \_\_, 2011

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Dated: August 18, 2011


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Dated: August \_\_, 2011

SO ORDERED: 8/30/11  
Alvin K. Hellerstein  
ALVIN K. HELLERSTEIN, U.S.D.J.

**PATTON BOGGS LLP**

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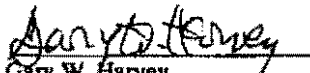
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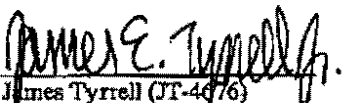
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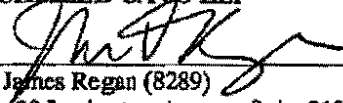
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Dated: August 25, 2011

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Dated: August \_\_, 2011

**EXHIBIT A**

<b>Plaintiff Name</b>	<b>Case Number</b>
Dannenfelser, Gene	06cv12018
Dow, Fredrick	06cv14615
Geiger, Rudolph	05cv00406
Gutierrez, William	08cv01384
Holder, Daniel	09cv02751
Horning, Douglas	05cv01063
Lassiter, Irvin	06cv11205
McNellis, Sean	06cv10401
Moynihan, Daniel	07cv05021
Mulligan, Robert	06cv12349
Silverstein, Maurice	05cv05030
Smith, Wayne	06cv12539